

Attorney Docket No.: 10294.204-US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Andersen et al.

Confirmation No: To be assigned

Serial No.: To Be Assigned

Group Art Unit: To Be Assigned

Filed: October 4, 2004

Examiner: To Be Assigned

For: Improved Bacillus Host Cell

INFORMATION DISCLOSURE STATEMENT (IDS) UNDER 37 CFR 1.97(b)

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. 1.56, 1.97 and 1.98, Applicants submit herewith references which may be material to the patentability of this application and with respect to which there may be a duty to disclose. While the references may be material under 37 C.F.R. 1.56, it is not intended to constitute an admission that the references are prior art. The filing of this IDS shall not be construed as a representation that no other material references than those listed exist or that a search has been conducted.

The references are listed in Form PTO/SB/08A, which is in accordance with the requirements of M.P.E.P. 609. A copy of the references is enclosed. It is respectfully requested that these references be considered by the USPTO in its examination of the above-identified application and be made of record therein.

This IDS is being filed within three months of the filing date of a national application or date of entry into the national stage of an international application, or before the mailing date of a first Office action on the merits, or before the mailing date of a first Office action after the filing of a request for continued examination. Therefore, no fee is due.

Respectfully submitted,

Date: October 4, 2004

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PTO/SB/08A (10-01)

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Substitute for form 1449A/PTO		Complete if Known 1 0 / F 1 0 3 Q		
		Application Number	To Be At lighed	
MATION DISCLOSU	RE	Filing Date	October 4, 2004	
STATEMENT BY APPLICANT		First Named Inventor	Andersen et al.	
		Art Unit	To Be Assigned	
	,	Examiner Name	To Be Assigned	
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		U.	S PATENT DOCU	MENTS	
Examiner Initials	Cite No. 1	Document Number Number – Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		6,423,523	07-23-2002		
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	FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. 1	Foreign Patent Document Country Code ³ – Number ⁴ – Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T 6	
		WO 92/16642	10-01-1992				
		WO 99/45124	09-10-1999				
		EP 0 634 490	01-18-1995				
		WO 91/02803	03-07-1991				
		WO 98/49328	11-05-1998				
		EP 0 369 817	05-23-1990				
		WO 02/00907	01-03-2002				
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^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

PTO/SB/08A (10-01)

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STATEMENT BY APPLICANT (use as many sheets as necessary)			First Named Inventor	Andersen et al.		
			Art Unit	To Be Assigned		
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2	of	2	Attorney Docket Number	10294.204-US		
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	_	OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS	
Examiner's Initials	Cite No. 1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²
		Craynest et al., Letters in Applied Microbiology, Vol. 37, pages 75-80 (2003)	
		Wu et al., Journal of Bacteriology, American Society for Microbiology, Vol. 173, Part 6, pages 4952-4958 (1991)	
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Date Examiner Considered Signature

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